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UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF TEXAS

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UNITED STATES OF AMERICA

*versus*

ELVIS DEVILLE MOORE

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CASE NO. 1:98-CR-66

**MEMORANDUM ORDER ADOPTING REPORT AND RECOMMENDATION**

The Court referred this matter to the United States Magistrate Judge Keith F. Giblin for consideration of the defendant's motions to dismiss the indictment in this case. Judge Giblin issued findings of fact and a report and recommendation on the motions. The magistrate judge recommended that the Court deny the defendant's motions to dismiss.

The parties have not objected to the magistrate judge's findings. The Court accepts the findings in the report and recommendation. The Court **ORDERS** that Judge Giblin's report (#30) is adopted. The Court further **ORDERS** that the defendant's motions to dismiss the indictment (#27, #29) are **DENIED**.

SIGNED at Beaumont, Texas, this 8th day of April, 2010.



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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE